

**JULY 10, 2008
SPECIAL COUNCIL MEETING
PARMA CITY COUNCIL CHAMBERS
5:33 PM**

The Special Council Meeting was called to order by Council President Charles M. Germana, presiding.

COUNCIL MEMBERS PRESENT: NICHOLAS CELEBREZZE
 SEAN BRENNAN
 BRIAN DAY
 MARY GALINAS
 ROY J. JECH
 KENNETH A. RAMSER
 THOMAS REGAS
 SCOTT TUMA

COUNCIL MEMBER ABSENT: LARRY NAPOLI

Mrs. Young - The Roll of Council has been called, and I find a quorum of Council Members present.

The following officials and department heads were also present: Mayor Dean DePiero, Chief Assistant Law Director Tim Miller, Community Development Director Erik Tollerup and Deputy Clerk I Linda Young.

NOTICE OF SPECIAL MEETING OF COUNCIL

**The State of Ohio)
Cuyahoga County) ss: Police Chief Daniel Hoffman: Greetings
City of Parma)**

WHEREAS, it appears that the public business of this City requires that the Council meet in Special Session to consider such business as may come before it, and,

WHEREAS, I have convened and do hereby convene said City Council to meet in Special Session on the **10th day of July, 2008, at 5:30 PM**, Daylight Savings time, at the Council Chamber in said City, to consider such matters as may come before it as fully and completely as might be done in regular session of said Council: -

AGENDA FOR SPECIAL COUNCIL MEETING AS FOLLOWS:

- 1. COMMUNICATIONS (read variance)**
- 2. SPECIAL PLANNING COMMITTEE MEETING (discuss variance)**
- 3. RESUME COMMUNICATIONS (act on variance)**

FIRST READING:

Resolution No. 217-08

By: M. Galinas

7/10/08

(Special Meeting)

L-217-08

A RESOLUTION REQUESTING THE CITY ADMINISTRATION TO EXPLORE THE
OPTION OF A CONTRACT FOR THE PURCHASE OF A POLICE DEPARTMENT
ONLINE REPORTING SYSTEM FOR THE PARMA POLICE DEPARTMENT AND
DECLARING AN EMERGENCY

To be referred to the Public Safety and Finance Committees.

Ordinance No. 219-08

By: M. Galinas

(By Request – Safety Director)

7/10/08

(Special Meeting)

L-219-08

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF TWENTY-FIVE (25) SETS OF TURNOUT GEAR FOR THE PARMA FIRE DEPARTMENT AND DECLARING AN EMERGENCY

To be referred to the Finance Committee.

Ordinance No. 222-08

7/10/08

L-222-08

By: S.M. Tuma

(Special Meeting)

(By Request – Clerk of Court)

AN ORDINANCE AUTHORIZING THE CLERK OF COURT TO ENTER INTO A CONTRACT WITH PITNEY BOWES FOR THE LEASE OF AN INTEGRATED ELECTRONIC MAILING SYSTEM FOR THE PARMA MUNICIPAL COURT AND DECLARING AN EMERGENCY

To be referred to the Finance Committee.

SUSPENSION OF THE RULES:

Ordinance No. 213-08

7/10/08

L-213-08

By: S. M. Tuma

(Special Meeting)

(By Request – Community Services/Economic Development Director)

AN ORDINANCE AMENDING ORDINANCE NO. 363-06 TO MODIFY AND EXTEND A LEASE AGREEMENT WITH VAN SCOY HAIR CLINIC, INC. FOR THE LEASING OF OFFICE SPACE AT 5592 BROADVIEW ROAD, SUITE #101, IN THE CITY OF PARMA, FOR THE COMMUNITY SERVICES AND ECONOMIC DEVELOPMENT DEPARTMENT, AND DECLARING AN EMERGENCY

Resolution No. 214-08

7/10/08

L-214-08

By: K. Ramser

(Special Meeting)

A RESOLUTION OBJECTING TO THE APPLICATION OF A NEW “C1” AND “C2” LIQUOR PERMITS BY THE DEPARTMENT OF LIQUOR CONTROL TO PARMA JULIEN, LLC LOCATED AT 10602 WEST PLEASANT VALLEY ROAD IN THE CITY OF PARMA AND DECLARING AN EMERGENCY

Resolution No. 215-08

7/10/08

L-215-08

By: S. Tuma

(Special Meeting)

(By Request – Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S POST CERTIFICATION OF REQUISITIONS AS DETAILED IN EXHIBIT “A” AND DECLARING AN EMERGENCY

Ordinance No. 216-08

7/10/08

L-216-08

By: R.J. Jech

(Special Meeting)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO OBTAIN TICKETS FOR PARMA DAY AT CEDAR POINT AMUSEMENT PARK AND DECLARING AN EMERGENCY

Ordinance No. 220-08

7/10/08

L-220-08

By: S. Tuma

(Special Meeting)

(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2008 PERMANENT APPROPRIATIONS OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

(Exhibit “A” to be on the Podium)

Ordinance No. 221-08

By: K. Ramser
(By Request – Service Director)

7/10/08
(Special Meeting)

L-221-08

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PARTICIPATE WITH THE CITY OF NORTH ROYALTON IN THE RESURFACING OF SPRAGUE ROAD FROM WEST 130TH STREET TO YORK ROAD AND DECLARING AN EMERGENCY

You are therefore commanded to summon: Mayor Dean E. DePiero, Auditor Dennis M. Kish, Law Director Timothy Dobeck, Treasurer Anthony Zielinski, Safety Director Greg Baeppler, Service Director Brian Higgins, Council President Charles M. Germana, Sean Brennan, Nicholas Celebrezze, Brian Day, Mary Galinas, Roy J. Jech, Larry Napoli, Kenneth A. Ramser, Tom Regas, Scott Tuma, Council members and Tom Mastroianni, Clerk of said Council, to meet in Special Session as aforesaid for the purposes aforesaid.

Hereof fail not and have you then and there this Writ, with your return thereon in what manner you have executed the same.

/seal/ In testimony whereof, I have hereunto set my hand and caused the Corporate seal of said City to be hereunto affixed, this 9th day of July AD 2008.

/s/ Charles M. Germana
City of Parma COUNCIL PRESIDENT CHARLES M. GERMANA

CERTIFICATE OF SERVICE
NOTICE OF SPECIAL MEETING OF COUNCIL

I, Daniel Hoffman, Chief of Police of the City of Parma, Ohio, do hereby certify that on July 9, 2008, I received the notices of a Special Meeting of Council, a copy of which is attached hereto, and that in accordance with the instructions given to me, I have served each person named in the notice with the notice either personally or by leaving a copy of such notice and the last of the persons named on the notices was served at his usual place of residence with the notice on July 9, 2008 at 6:25 PM, which date and time is more than twelve hours prior to the time of the Special Meeting.

Signed _____ Daniel A. Hoffman
Chief of Police,
City of Parma, Ohio.

DISPENSE WITH THE REGULAR ORDER OF BUSINESS

Motion made by Councilman Day, seconded by Councilwoman Galinas to dispense with the regular order of business and to waive the Rules of Council at this time in order to hold this Special Council Meeting. Motion carried.

LEGISLATIVE COMMENT

Mr. Germana asked if there was anyone from the public who would like to address City Council concerning legislation we will be taking final action on tonight. No one wished to speak.

COMMUNICATIONS

The Board of Zoning Appeals met on Tuesday, July 8, 2008, to discuss the variances for Ed Ripepi for the property located at 5869 Broadview Road. PPN is 445-18-031 and 032.

1. This is a "Use" variance of Section 1170.03 – PLANNING AND ZONING CODE – SCHEDULE OF PERMITTED BUILDINGS AND USES. The proposal is to open a small food establishment in Office Bldg. District with fewer parking spaces than Code requires. Restaurants are not a permitted use in Office Building District. The variance would result in permitting operation of food establishment in Office Building District.
2. This is an "Area" variance of Section 1197.05(27) – OFF STREET PARKING AND LOADING FACILITIES – SCHEDULE OF REQUIRED PARKING. The Code requires eating places, bars, and taverns to have 1 space per 50 sq. ft. of public area. This site requires 36 parking spaces. The proposal is for 33 including 2 which are handicap spaces. This variance would result in 3 less parking spaces for the 2,400 sq. footage for the eating establishment.

The Board of Zoning Appeals voted unanimously to grant both variances.

Motion made by Councilwoman Galinas, seconded by Councilman Celebrezze to recess Special Council Meeting to go into Special Council Planning Committee. Motion carried.

SPECIAL COUNCIL PLANNING COMMITTEE MET TO DISCUSS ABOVE VARIANCES

Motion made by Councilman Celebrezze, seconded by Councilman Jech to adjourn Special Council Planning Committee and rejoin Special Council Meeting. Motion carried.

Councilman Celebrezze: The Planning Committee of Council met on Thursday, July 10, 2008, to discuss the variances for Ed Ripepi for the property located at 5869 Broadview Road. PPN is 445-18-031 and 032.

3. This is a "Use" variance of Section 1170.03 – PLANNING AND ZONING CODE – SCHEDULE OF PERMITTED BUILDINGS AND USES. The proposal is to open a small food establishment in Office Bldg. District with fewer parking spaces than Code requires. Restaurants are not a permitted use in Office Building District. The variance would result in permitting operation of food establishment in Office Building District.
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The Board of Zoning Appeals voted unanimously to grant both variances. The Planning Committee, after discussion, voted to approve the granting of the variances.

I move to grant the variances for Ed Ripepi for the property located at 5869 Broadview Road. This was seconded by Councilman Day. Motion carried unanimously. Variances are granted.

FIRST READING:

By: M. Galinas

A RESOLUTION REQUESTING THE CITY ADMINISTRATION TO EXPLORE THE
OPTION OF A CONTRACT FOR THE PURCHASE OF A POLICE DEPARTMENT
ONLINE REPORTING SYSTEM FOR THE PARMA POLICE DEPARTMENT AND
DECLARING AN EMERGENCY

Mr. Germana – Said Resolution shall be referred to the Public Safety and Finance Committees.

By: M. Galinas

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE PURCHASE OF TWENTY-FIVE (25) SETS OF TURNOUT GEAR FOR THE PARMA FIRE DEPARTMENT AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance shall be referred to the Finance Committee.

By: S.M. Tuma

AN ORDINANCE AUTHORIZING THE CLERK OF COURT TO ENTER INTO A CONTRACT WITH PITNEY BOWES FOR THE LEASE OF AN INTEGRATED ELECTRONIC MAILING SYSTEM FOR THE PARMA MUNICIPAL COURT AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance shall be referred to the Finance Committee.

SUSPENSION OF THE RULES:

Mr. Germana - Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 213-08, Resolution No. 214-08, Resolution No. 215-08, Ordinance No. 216-08, Ordinance No. 220-08, and Ordinance No. 221-08 on three different days be dispensed with?

Yes: Celebrezze, Day, Galinas, Jech, Ramser, Regas. Tuma, Brennan.

No: None; Motion carried.

Mr. Germana - Shall Rule 44 requiring reference to committee be dispensed with and Ordinance No. 213-08, Resolution No. 214-08, Resolution No. 215-08, Ordinance No. 216-08, Ordinance No. 220-08, and Ordinance No. 221-08 be placed on final passage?

Yes: Celebrezze, Day, Galinas, Jech, Ramser, Regas, Tuma, Brennan,

No: None; Motion carried.

By: S. M. Tuma

AN ORDINANCE AMENDING ORDINANCE NO. 363-06 TO MODIFY AND EXTEND A LEASE AGREEMENT WITH VAN SCOY HAIR CLINIC, INC. FOR THE LEASING OF

Yes: Celebrezze Day Galinas Jech Ramser Regas Tuma Brennan

No: None: Motion carried Ordinance No. 220-08 is adopted as amended

Yes: Celebrezze Day Galinas Leah Bomser Pages Tuma Brennan

No: None: Motion carried Ordinance No. 221-08 is adopted

C E R T I F I C A T I O N

I, Tom Mastroianni, Clerk of Council for the City of Parma, Ohio, do hereby certify this as a true and correct copy of the Minutes of the Special Council Meeting held on July 10, 2008. Motion carried.

TOM MASTROIANNI
CLERK OF COUNCIL

CHARLES M. GERMANA
PRESIDENT OF COUNCIL

Minutes were completed on 7/15/08 lly